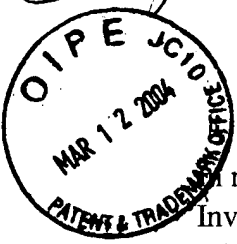


1765

Image



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application

Inventors: DeOrnellas, et al.

SC/Serial No.: 10/045,318

Confirm. No.: 3120

Filed: November 9, 2001

Title: METHOD FOR USING A HARD MASK FOR  
CRITICAL DIMENSION GROWTH  
CONTAINMENT

PATENT APPLICATION

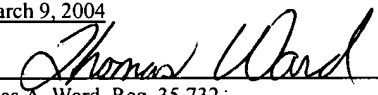
Art Unit: 1765

Examiner: L. Umez Eronini

Customer No. 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 9, 2004

  
\_\_\_\_\_  
Thomas A. Ward, Reg. 35,732  
Signature Date: March 9, 2004 (Attorney Signature)

TRANSMITTAL LETTER  
RE-SUBMITTING OFFICE ACTION RESPONSE  
IN RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed from the U.S. Patent and Trademark Office February 29, 2004, enclosed is the following:

A Response under 37 C.F.R. §1.111 to the Office Action dated August 1, 2003.

The enclosed Office Action Response modifies the Response filed November 3, 2003, to list all of claims 1-57, including previously cancelled claims, as required by the Notice of Non-Compliant Amendment. Reconsideration and acceptance of the enclosed Response is respectfully requested.

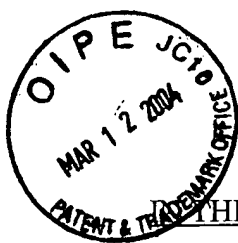
No fees are believed due with this response, but if fees are determined to be due the Commissioner is hereby authorized to charge any deficiencies to Deposit Account No. 06-1325.

Respectfully submitted,

Date: March 9, 2004

By: Thomas Ward  
Thomas A. Ward, Reg. 35,732

FLIESLER MEYER LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone: (415) 362-3800



THE UNITED STATES PATENT AND TRADEMARK OFFICE

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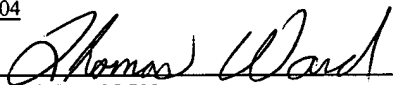
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 (Attorney Signature)  
Thomas A. Ward, Reg. 35,732  
Signature Date: March 9, 2004

RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.111

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed August 1, 2003, please amend the above-identified application as follows.

**Amendments**

In the Claims:

Please cancel claims 43-44, 51-52 and 54-56, add new claim 57, and amend claims 1, 45, 49 and 53, as shown in the listing of claims beginning of the following page.